

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

UNITED STATES OF AMERICA)	
)	
V.)	CASE NO: 2:06-cr-117-WKW
)	
ANTONIO CERVANTES-CANO)	

**DEFENDANT'S MOTION TO WITHDRAW
PREVIOUSLY FILED MOTION TO SUPPRESS**

COMES NOW the Defendant, Antonio Cervantes-Cano, by and through undersigned counsel, Christine A. Freeman, and moves this Honorable Court to withdraw his previously filed Motion to Suppress. As grounds for granting this Motion, Defendant would show the following:

1. On June 1, 2006, Antonio Cervantes-Cano filed a Motion to Suppress in which he sought to suppress evidence obtained from the Defendant on November 6, 2005 and April 20, 2006 and thereafter, obtained as a result of or as "fruit" of Mr. Cervantes' arrest, search and/or interrogations on November 6, 2005 and April 20, 2006.

2. The parties have now reached a plea agreement in this case, and the Defendant and the Government now agree that a ruling on the suppression motion is no longer necessary.

3. Mr. Cervantes-Cano entered a plea on June 15, 2006.

WHEREFORE, for the foregoing reasons, Mr. Cervantes-Cano respectfully requests that his previously filed Motion to Suppress be denied as moot.

Dated this 21st day of June 2006.

Respectfully submitted,

s/ Christine A. Freeman

CHRISTINE A. FREEMAN

Counsel for Mr. Cervantes-Cano

FEDERAL DEFENDERS

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CERTIFICATE OF SERVICE

I hereby certify that on June 21, 2006, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

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s/ Christine A. Freeman
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